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FILED
DISTRICT COURT OF GUAM

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EANNE G. QUINATA
Clerk of Court

7 Attorneys for the United States of America

8 **IN THE UNITED STATES DISTRICT COURT**

9 **FOR THE TERRITORY OF GUAM**

11 UNITED STATES OF AMERICA, } CRIMINAL CASE NO. 08-00008
12 Plaintiff, }
13 vs. } INDICTMENT
14 } CONSPIRACY
15 } [18 U.S.C. § 371]
16 } (Count I)
17 } SEX TRAFFICKING
18 } [18 U.S.C. §§ 1591(a) & §2]
19 } (Count II)
20 } COERCION AND ENTHICEMENT TO
21 } TRAVEL FOR PURPOSE PROSTITUTION
22 } [18 U.S.C. §§ 2422 & 2]
23 } (Count III)
24 } FORFEITURE ALLEGATION
25 } [18 U.S.C. § 1594(b)]
26 } (Count IV)
27 }
28 }

21 THE GRAND JURY CHARGES:

22 **COUNT I - CONSPIRACY**

23 Introductory Allegations

24 1. At all times relevant to this Indictment, SONG JA CHA, and IN HAN CHA, the
25 defendants, husband and wife, were the owners of a business identified as the "Blue House",
26 located in Tamuning, Guam. SONG JA CHA and IN HAN CHA owned, managed and
27 controlled the "Blue House", while defendants FREDA EUSEN and SAKNIN A. WERIA, acted
28

1 as enforcers and carrying out the dictates of SONG JA CHA and IN HA CHA. Although
2 licensed as a retail business for the sale of food and sodas, SONG JA CHA and IN HAN CHA
3 operated the "Blue House" as a commercial sex house.

4 2. At all times relevant to this Indictment, FREDA EUSEN and SAKNIN WERIA,
5 indicted co-conspirators, were employees of the Blue House.

6 3. At all times relevant to this Indictment, the Compact of Free Association
7 permits Chuukese Nationals from the Federated States of Micronesia to travel and work in the
8 United States and its Territories, and D.R., So.S, Si.S, E.N., M.C., L.P., K.C. and N.T. were all
9 Chuukese nationals and citizens from the Federated States of Micronesia.

10 **The Scheme**

11 4. Beginning in about April 2007, SUN JA CHA, IN HAN CHA, FREDA EUSEN,
12 SAKNIN A. WERIA, the defendants, together with others known and unknown, fraudulently
13 sought to establish and operate an illegal commercial sex house at the Blue House. To further
14 this scheme, defendants, co-conspirators, and others: a) fraudulently misrepresented to D.R.,
15 So.S., Si.S., E.N. M.C., L.P., K.C., and N.T., and others that they would employ D.R., So.S.,
16 Si.S., E.N. M.C., L.P., K.C., N.T. . and others in paid, lawful jobs; (b) misrepresenting that the
17 Blue House would be a lawful business enterprise; (c) misrepresenting that SONG JA CHA and
18 IN HAN CHA, as employers, would send the victims' earned income to their family members;
19 and (d) misrepresenting that they would, in fact, be paid a fair and legal wage for their work at
20 the Blue House, e) induced D.R., So.S., Si.S., E.N. M.C., L.P., K.C., and N.T. ("Victims") to
21 travel from Chuuk, Federated States of Micronesia to Guam, U.S.A; and f) forced them to engage
22 in acts of prostitution.

23 **The Conspiracy**

24 5. From in or about April, 2007, continuing to in or about January 14, 2008, in the
25 District of Guam and elsewhere, SUN JA CHA, IN HAN CHA, FREDA EUSEN, SAKNIN A.
26 WERIA, the defendants, together with others known and unknown, unlawfully, willfully and
27

knowingly did conspire, confederate and agree, together and with each other, to commit offenses against the United States, to wit, to commit sex trafficking in violation of Title 18, United States Code, Sections 1591(a) and 2; to commit interstate and foreign transportation of persons for purposes of prostitution in violation of Title 18, United States Code, Sections 2422 and 2.

6. It was a part and object of the conspiracy that SUN JA CHA, IN HAN CHA, FREDA EUSEN, SAKNIN A. WERIA, the defendants, and their co-conspirators, in and affecting interstate and foreign commerce, recruited, enticed, harbored, transported, provided and obtained by any means the Victims, and benefitted, financially and by receiving a thing of value, from participation in a venture which has engaged in commercial sex acts, knowing that fraud, force and coercion, as defined in Title 18, United States Code, Sections 1591(c)(2)(A) and (B) and (c), would be used to cause the Victims to engage in such acts, in violation of Title 18, United States Code, Section 1591(a).

7. It was further a part and object of the conspiracy that SUN JA CHA, IN HAN CHA, FREDA EUSEN, SAKNIN A. WERIA, the defendants and their co-conspirators, knowingly persuaded, induced, enticed and coerced individuals, to wit: D.R., So.S., Si.S., E.N. M.C., LP., K.C., and N.T. to travel in interstate and foreign commerce, and in any Territory and Possession of the United States, with the intent that such individuals engage in prostitution and in sexual activity for which those individuals may be charged with a criminal offense, in violation of Title 18, United States Code, Sections 2422 and 2.

Means and Method of the Conspiracy

8. Among the means and methods by which SUN JA CHA, IN HAN CHA, FREDA EUSEN, and SAKNIN A. WERIA, the defendants, together with others known and unknown, would and did carry out the conspiracy, were the following:

a. SUN JA CHA, IN HAN CHA, FREDA EUSEN, SAKNIN A. WERIA, the defendants, and their unindicted co-conspirators, told the Victims that they would be lawfully employed at the Blue House and that the employers would pay for their flight, housing, and food.

1 b. SUN JA CHA, IN HAN CHA, FREDA EUSEN, and SAKNIN A. WERIA, the
2 defendants, and their co-conspirators, compelled the Victims to engage in acts of prostitution
3 immediately upon their arrival in Guam, U.S.A., by using deception, and demanded that they
4 surrender their Federated States of Micronesia passports, threats of physical, economic and
5 emotional harm, physical battery, close supervision, and economic coercion to compel their
6 service.

7 c. SUN JA CHA, IN HAN CHA, FREDA EUSEN, and SAKNIN A. WERIA, the
8 defendants, and their co-conspirators kept the vast majority of the monies they received,
9 returning to the Victims a meager pittance of their earnings.

10 d. SUN JA CHA, IN HAN CHA, FREDA EUSEN, and SAKNIN A. WERIA, the
11 defendants, and their co-conspirators, intimidated, threatened, and coerced the Victims through
12 threats of economic and emotional harm, physical harm, physical restraint, close supervision,
13 withholding of food, threatening to use the law, and rules to maintain their services as prostitutes.

Overt Acts

15 9. In furtherance of the conspiracy and to effect the objects thereof, the conspirators
16 committed and caused to be committed the following overt acts, among others, within the
17 District of Guam and elsewhere:

18 a. Beginning in or about April 2007, defendant, and others, located young women who
19 could be brought to Guam, U.S.A. to work for the Blue House, with unnamed co-actors and co-
20 conspirators acting as Recruiters.

21 b. Beginning in or about May 28, 2007, unnamed co-actors and co-conspirators, traveled
22 to Guam, U.S.A. from the Federated States of Micronesia and visited the Blue House.

23 c. From in or about April 2007 through January 14, 2008, SUN JA CHA, IN HAN CHA,
24 FREDA EUSEN, SAKNIN A. WERIA, the defendants, and their co-conspirators, through
25 unnamed co-actors and co-conspirators, made materially false and misleading statements to the
26 Victims and others known and unknown regarding the availability of lawful jobs with SUN JA

1 CHA and IN HAN CHA.

2 d. SUN JA CHA, IN HAN CHA, defendants and their unindicted co-conspirators,
3 arranged for the Victims to receive their Federated States of Micronesia passports so that they
4 could enter and work in Guam.

5 e. The defendants and their co-conspirators induced and paid for the Victims' travel
6 from Chuuk, F.S.M. to Guam, U.S.A. on the following dates:

<u>Victims:</u>	<u>Date of Travel:</u>
K.C.	May 3, 2007
E.N.	June 19, 2007
So. S.	October 4, 2007
L.P.	October 18, 2007
M.C.	October 18, 2007
D.R.	December 11, 2007
Si. S.	December 12, 2007
N.T.	December 27, 2007

16 f. Beginning in or about May 3, 2007 through January 14, 2008, SUN JA CHA, IN HAN
17 CHA, FREDA EUSEN, SAKNIN A. WERIA, the defendants, informed the Victims on their
18 respective date of arrival that their job was "to make the customers happy" which entailed
19 performing commercial sex acts.

20 g. Beginning in or about May 3, 2007 through January 14, 2008, SUN JA CHA, FREDA
21 EUSEN, SAKNIN A. WERIA, the defendants, repeatedly told the Victims and others that if they
22 ran away from the Blue House, that the Police would arrest them.

23 h. Beginning in or about May 3, 2007 through January 14, 2008, SUN JA CHA, FREDA
24 EUSEN, SAKNIN A. WERIA, the defendants, told the Victims not to make any complaints
25 about the work conditions or the type of employment to their friends or relatives.

26 i. Beginning in or about May 3, 2007 through January 14, 2008, SUN JA CHA, FREDA

1 EUSEN, SAKNIN A. WERIA, the defendants, monitored all telephone calls made by D.R., Si.S.,
2 E.N. M.C., L.P., K.C., N.T..

3 j. Beginning in or about May 3, 2007 through January 14, 2008, SUN JA CHA, FREDA
4 EUSEN, SAKNIN A. WERIA, the defendants, yelled and verbally abused D.R., Si.S., E.N.
5 M.C., L.P., K.C., N.T. and withheld food from D.R., Si.S., E.N. M.C., L.P., K.C., N.T., after
6 male customers complained about their "work" performance.

7 k. On a date between May 3, 2007 and January 14, 2008, SUN JA CHA, FREDA
8 EUSEN, and SAKNIN A. WERIA, slapped K.C.'s face, struck K.C., kicked K.C., pulled K.C.'s
9 hair and dragged K.C. across broken glass resulting in severe lacerations to her legs.

10 l. Beginning in or about October 2007 through January 14, 2008, SUN JA CHA, the
11 defendant said that So.S. was too heavy to work at the Blue House, and placed her in a separate
12 home to lose weight.

13 m. Each night from in or about May 3, 2007 through January 14, 2008, SONG JA CHA,
14 FREDA EUSEN, SAKNIN A. WERIA, the defendants, forced D.R., Si.S., E.N. M.C., L.P.,
15 K.C., N.T. to perform sexual acts at the Blue House.

16 All in violation of Title 18, United States Code, Section 371.

17 **COUNT II - SEX TRAFFICKING**

18 10. The Grand Jury realleges, adopts and incorporated the allegations of counts two
19 (2) through nine (9) as if fully set forth herein.

20 11. Beginning in or about May 2007 through January 14, 2008, in the District of
21 Guam and elsewhere, SONG JA CHA, IN HAN CHA, FREDA EUSEN, SAKNIN A. WERIA,
22 the defendants, in and affecting interstate and foreign commerce, unlawfully, knowingly and
23 wilfully recruited, enticed, harbored, transported, provided and obtained by any means D.R.,
24 So.S., Si.S., E.N. M.C., L.P., K.C., N.T. , Chuukese nationals, and benefitted, financially and by
25 receiving a thing of value, from participation in a venture which has engaged in commercial sex
26 acts, knowing that fraud, force and coercion, as defined in Title 18, United States Code, Sections
27

1 1591(c)(2)(A) and (B), would be used to cause D.R., So.S., Si.S., E.N. M.C., L.P., K.C., N.T. to
2 engage in such acts.

3 All in violation of Title 18, United States Code, Sections 1591(a) and 2.

4 **COUNT III - COERCION AND ENTICEMENT TO TRAVEL FOR**
5 **PURPOSE OF PROSTITUTION**

6 12. The Grand Jury realleges, adopts and incorporates the allegations of paragraphs one
7 (1) through twelve (12) as if fully set forth herein.

8 13. Beginning in or about May 2007 through January 14, 2008, in the District of Guam
9 and elsewhere, SONG JA CHA, IN HAN CHA, FREDA EUSEN, SAKNIN A. WERIA, the
10 defendants, unlawfully, wilfully and knowingly, transported individuals, to wit: D.R., in
11 interstate and foreign commerce, and in any Territory and Possession of the United States, with
12 the intent that such individuals engage in prostitution and in sexual activity which would
13 constitute a criminal offense under Title 9, Guam Code Annotated, Sections 28.30(a)(1), (b)(1)
14 and 4.60.

15 14. Beginning in or about May 2007 through January 14, 2008, in the District
16 of Guam and elsewhere, SONG JA CHA, IN HAN CHA, FREDA EUSEN, SAKNIN A.
17 WERIA, the defendants, unlawfully, wilfully and knowingly, transported individuals, to wit:
18 So.S., in interstate and foreign commerce, and in any Territory and Possession of the United
19 States, with the intent that such individuals engage in prostitution and in sexual activity which
20 would constitute a criminal offense under Title 9, Guam Code Annotated, Sections 28.30(a)(1),
21 (b)(1) and 4.60.

22 15. Beginning in or about May 2007 through January 14, 2008, in the District of
23 Guam and elsewhere, SONG JA CHA, IN HAN CHA, FREDA EUSEN, SAKNIN A. WERIA,
24 the defendants, unlawfully, wilfully and knowingly, transported individuals, to wit: Si. S, in
25 interstate and foreign commerce, and in any Territory and Possession of the United States, with
26 the intent that such individuals engage in prostitution and in sexual activity which would

1 | constitute a criminal offense under Title 9, Guam Code Annotated, Sections 28.30(a)(1), (b)(1)
2 | and 4.60.

3 16. Beginning in or about May 2007 through January 14, 2008, in the District of
4 Guam and elsewhere, SONG JA CHA, IN HAN CHA, FREDA EUSEN, SAKNIN A. WERIA,
5 the defendants, unlawfully, wilfully and knowingly, transported individuals, to wit: E.N., in
6 interstate and foreign commerce, and in any Territory and Possession of the United States, with
7 the intent that such individuals engage in prostitution and in sexual activity which would
8 constitute a criminal offense under Title 9, Guam Code Annotated, Sections 28.30(a)(1), (b)(1)
9 and 4.60.

17. Beginning in or about May 2007 through January 14, 2008, in the District of
Guam and elsewhere, SONG JA CHA, IN HAN CHA, FREDA EUSEN, SAKNIN A. WERIA,
the defendants, unlawfully, wilfully and knowingly, transported individuals, to wit: M.C., in
interstate and foreign commerce, and in any Territory and Possession of the United States, with
the intent that such individuals engage in prostitution and in sexual activity which would
constitute a criminal offense under Title 9, Guam Code Annotated, Sections 28.30(a)(1), (b)(1)
and 4.60.

17 18. Beginning in or about May 2007 through January 14, 2008, in the District of
18 Guam and elsewhere, SONG JA CHA, IN HAN CHA, FREDA EUSEN, SAKNIN A. WERIA,
19 the defendants, unlawfully, wilfully and knowingly, transported individuals, to wit: L.P., in
20 interstate and foreign commerce, and in any Territory and Possession of the United States, with
21 the intent that such individuals engage in prostitution and in sexual activity which would
22 constitute a criminal offense under Title 9, Guam Code Annotated, Sections 28.30(a)(1), (b)(1)
23 and 4.60.

24 19. Beginning in or about May 2007 through January 14, 2008, in the District of
25 Guam and elsewhere, SONG JA CHA, IN HAN CHA, FREDA EUSEN, SAKNIN A. WERIA,
26 the defendants, unlawfully, wilfully and knowingly, transported individuals, to wit: K.C., in

1 interstate and foreign commerce, and in any Territory and Possession of the United States, with
2 the intent that such individuals engage in prostitution and in sexual activity which would
3 constitute a criminal offense under Title 9, Guam Code Annotated, Sections 28.30(a)(1), (b)(1)
4 and 4.60.

5 20. Beginning in or about May 2007 through January 14, 2008, in the District of
6 Guam and elsewhere, SONG JA CHA, IN HAN CHA, FREDA EUSEN, SAKNIN A. WERIA,
7 the defendants, unlawfully, wilfully and knowingly, transported individuals, to wit: N.T., in
8 interstate and foreign commerce, and in any Territory and Possession of the United States, with
9 the intent that such individuals engage in prostitution and in sexual activity which would
10 constitute a criminal offense under Title 9, Guam Code Annotated, Sections 28.30(a)(1), (b)(1)
11 and 4.60.

12 All in violation of Title 18, United States Code, Sections 2422 and 2.

COUNT IV - FORFEITURE ALLEGATION

14 21. The Grand Jury realleges, adopts and incorporates the allegations of paragraphs one
15 (1) through twenty (20) as if fully set forth herein.

16 22. If convicted of the violations(s) involving sex trafficking and foreign transportation
17 for prostitution as charged in Counts 1 through 13 of this Indictment, pursuant to 18 U.S.C. §
18 1594(b), SONG JA CHA, IN HAN CHA, the defendants, shall forfeit to the United States, any
19 property consisting, or derived from, any proceeds the defendant obtained, directly or indirectly,
20 as the result of such violation(s), including but not limited to any of the defendants' property
21 used, or intended to be used, in any manner or part, to commit or to facilitate the commission of
22 such violation(s), which includes, but is not limited to all right, title and interest of the defendants
23 in:

CASH PROCEEDS

traceable thereto.

23. If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendants SONG JA CHA and IN HAN CHA;

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred, sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

10 it is the intent to the United States, pursuant to Title 21, United States Code, Section 853(p) as
11 incorporated by Title 18 United States Code, Section 982(b) and Title 18, United States Code,
12 Section 1594(c)(2), to seek forfeiture of any other property of said defendants up to the value of
13 the above forfeitable property.

All in violation of Title 18, United States Code, Section 1594(b).

Dated this 20 day of February, 2008.

A TRUE BILL.

REDACTED

20 LEONARDO M. RAPADAS
21 United States Attorney
Districts of Guam and the NMI

By:

ROSETTA L. SAN NICOLAS
Assistant U.S. Attorney

Approved:

By-

~~Jeffrey J. Strand~~
JEFFREY J. STRAND
First Assistant U.S. Attorney